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December 13, 2002

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

**VIA COURIER**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
The Portals  
445 12th Street, S.W.  
Washington, D.C. 20554

**Re: Notice of *Ex Parte* Presentation Petition of US LEC Corp. for a Declaratory Ruling Regarding LEC Access Charges for CMRS Traffic**

Dear Ms. Dortch:

In accordance with Section 1.1206 of the Commission Rules, US LEC Corp., through its attorneys, files this notice of *ex parte* presentation. On December 12, 2002, Aaron Cowell, Wanda Montano, Jeffrey Blackey, and Shane Turley, all from US LEC Corp., and the undersigned counsel for US LEC Corp. met with Victoria Schlessinger and Steve Morris of the Wireless Competition Bureau and Joseph Levine of the Wireless Telecommunications Bureau.

During the meeting, US LEC Corp. discussed the issues raised in US LEC's petition and a variety of the economic choices available to IXC's for routing traffic from CMRS carriers. US LEC stated that the Commission had an adequate record to issue a declaratory ruling on the narrow issue presented, namely, is a CLEC entitled to assess access charges on calls from cellular carriers to IXC 800 customers.

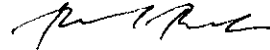
US LEC distributed the attached materials at the meeting.

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Marlene H. Dortch, Secretary  
December 13, 2002  
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Pursuant to Section 1.1206(a)(i) of the Commission's Rules, an original and one copy of this letter is being submitted to the Secretary for filing in the above-referenced proceeding.

Sincerely,



Richard M. Rindler

RMR/kas  
Enclosures

cc w/enclosures:

Victoria Schlessinger (FCC WCB)  
Steve Moms (FCC WCB)  
Joseph Levine (FCC WTB)



**US LEC**

Nasdaq: CLEC

## Our Customers

- US LEC provides mission-critical voice and data services to more than 10,000 business customers.
- US LEC currently serves over 70 markets from Pennsylvania to Louisiana to Florida, and recently expanded selected voice and data service offerings to Connecticut, Indiana, Massachusetts, New York, Ohio and Texas.
- US LEC has never abandoned a market or a customer.

## Our Network

- Headquartered in Charlotte, North Carolina, US LEC provides voice, data and Internet services to medium and large businesses throughout the Southeastern and Mid-Atlantic region.
- Provides services through T-1 or greater facilities.
- Smart Build business model (own the facilities, lease fiber capacity).
- Completed announced network build out (includes 28 voice and data switching centers and 4 redundant Internet gateways).
- Over 400,000 deployed voice and data channels.

## Our Financials

(as of September 30, 2002)

- The Company's proven business plan has attracted over \$450 million in capital.
- US LEC has an attractive balance sheet (approximately \$140 million in long term debt and over \$32 million in cash).
- The company has deployed assets of over \$325 million.
- Q3/02: US LEC posted a positive EBITDA of \$4.0 million (8th consecutive quarter of positive EBITDA growth).
- US LEC has never had a layoff.

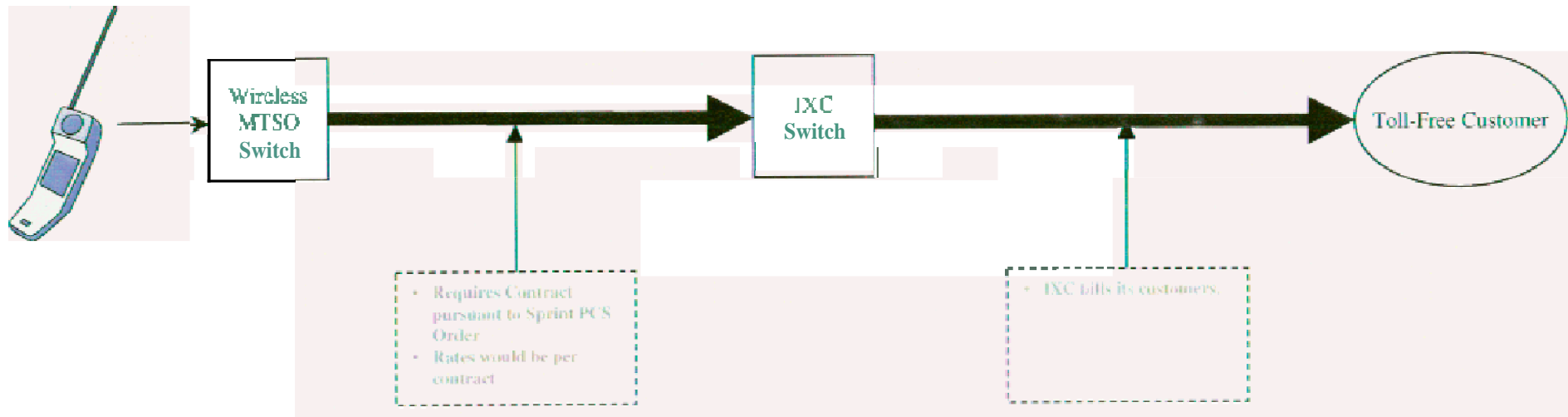
## Our Products

- US LEC provides local and long distance voice services, including:  
Local Calling • Long Distance Plans • Local Number Portability • PBX Trunks • ISDN PRI • Line Features • DIP Trunks • Toll-Free Services • Enhanced Toll Free Calling Features • Directory Assistance • Operator Services • Calling Cards • International Calling • Account Codes • PIC'd Long Distance • Conferencing
- US LEC provides data and Internet services, including:  
Frame Relay • ATM • Digital Private Line • High Speed Dedicated Internet • Managed Firewall & IP/VPN • Internet Value Service • E-mail • Web Hosting • Dial-Up Internet Access • Backbone ISP Capacity • DSL • News Feeds



## CHOICE A:

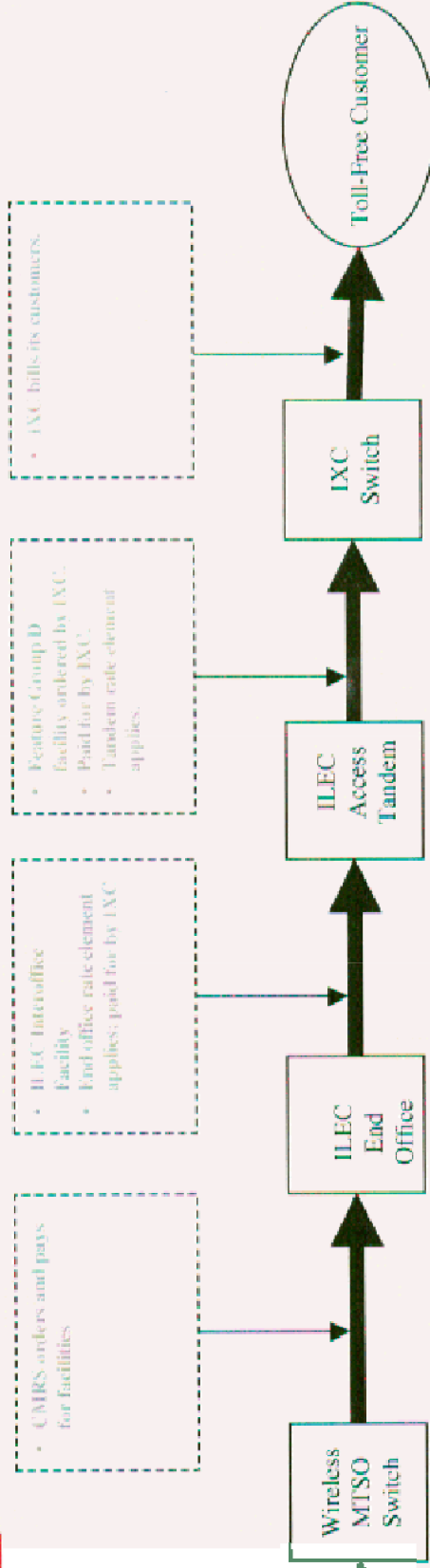
# DIRECT CONNECTION BETWEEN CMRS PROVIDER AND IXC SELECTED



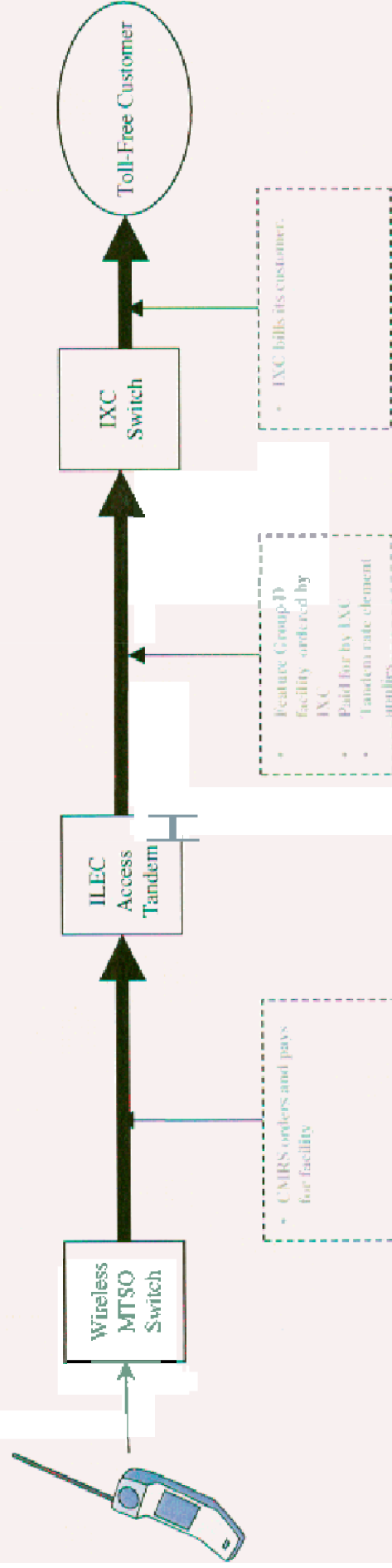


## CHOICE B: ILEC ROUTING SELECTED

### Choice B-1



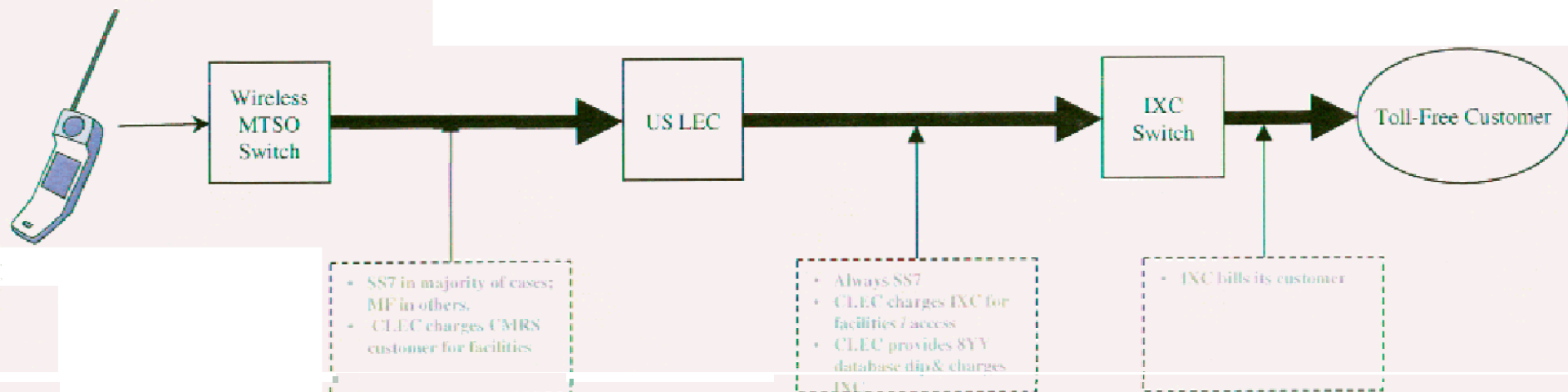
### Choice B-2





## CHOICE C: US LEC ROUTING SELECTED

### Choice C-1



### Choice C-2

